



# FEDERAL REGISTER

---

Vol. 76

Friday,

No. 83

April 29, 2011

Pages 23861–24338

OFFICE OF THE FEDERAL REGISTER



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see [www.ofr.gov](http://www.ofr.gov).

The seal of the National Archives and Records Administration authenticates the **Federal Register** as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the **Federal Register** shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge at [www.fdsys.gov](http://www.fdsys.gov), a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6:00 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, 1 (January 2, 1994) forward. For more information, contact the GPO Customer Contact Center, U.S. Government Printing Office. Phone 202-512-1800 or 866-512-1800 (toll free). E-mail, [gpo@custhelp.com](mailto:gpo@custhelp.com).

The annual subscription price for the **Federal Register** paper edition is \$749 plus postage, or \$808, plus postage, for a combined **Federal Register**, **Federal Register** Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the **Federal Register** Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see [bookstore.gpo.gov](http://bookstore.gpo.gov).

There are no restrictions on the republication of material appearing in the **Federal Register**.

**How To Cite This Publication:** Use the volume number and the page number. Example: 76 FR 12345.

**Postmaster:** Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

## SUBSCRIPTIONS AND COPIES

### PUBLIC

#### Subscriptions:

Paper or fiche 202-512-1800  
Assistance with public subscriptions 202-512-1806

**General online information** 202-512-1530; 1-888-293-6498

#### Single copies/back copies:

Paper or fiche 202-512-1800  
Assistance with public single copies 1-866-512-1800  
(Toll-Free)

### FEDERAL AGENCIES

#### Subscriptions:

Paper or fiche 202-741-6005  
Assistance with Federal agency subscriptions 202-741-6005

### FEDERAL REGISTER WORKSHOP

#### THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

**FOR:** Any person who uses the Federal Register and Code of Federal Regulations.

**WHO:** Sponsored by the Office of the Federal Register.

**WHAT:** Free public briefings (approximately 3 hours) to present:

1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

**WHY:** To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

**WHEN:** Tuesday, May 10, 2011  
9 a.m.-12:30 p.m.

**WHERE:** Office of the Federal Register  
Conference Room, Suite 700  
800 North Capitol Street, NW.  
Washington, DC 20002

**RESERVATIONS:** (202) 741-6008



# Contents

## Federal Register

Vol. 76, No. 83

Friday, April 29, 2011

### Agricultural Marketing Service

#### PROPOSED RULES

National Marketing Agreement Regulating Leafy Green Vegetables, 24292–24337

National Organic Program; Periodic Residue Testing, 23914–23920

### Agriculture Department

*See* Agricultural Marketing Service

*See* Forest Service

*See* Natural Resources Conservation Service

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23969

### Alcohol, Tobacco, Firearms, and Explosives Bureau

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Report of Multiple Sale or Other Disposition of Certain Rifles, 24058–24059

### Blind or Severely Disabled, Committee for Purchase From People Who Are

*See* Committee for Purchase From People Who Are Blind or Severely Disabled

### Centers for Disease Control and Prevention

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24028–24030

#### Meetings:

Board of Scientific Counselors National Center for Environmental Health, 24031

Board of Scientific Counselors, Office of Infectious Diseases, 24031–24032

Disease, Disability, and Injury Prevention and Control Special Emphasis Panel; Correction, 24030–24031

Disease, Disability, and Injury Prevention and Control Special Emphasis Panel; Initial Review, 24031

### Centers for Medicare & Medicaid Services

#### PROPOSED RULES

#### Medicare Programs:

Inpatient Rehabilitation Facility Prospective Payment System for Federal Fiscal Year 2012, etc., 24214–24289

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24032–24034

### Commerce Department

*See* Industry and Security Bureau

*See* International Trade Administration

*See* National Institute of Standards and Technology

*See* National Oceanic and Atmospheric Administration

*See* Patent and Trademark Office

### Committee for Purchase From People Who Are Blind or Severely Disabled

#### NOTICES

Procurement List Addition, 23997–23998

Procurement List Proposed Additions and Deletion, 23998

### Comptroller of the Currency

#### PROPOSED RULES

Credit Risk Retention, 24090–24186

### Corporation for National and Community Service

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 23998–23999

### Defense Department

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals

Buy American Act Certificate, 24027

Federal Acquisition Regulation; Trade Agreements Certificate, 24026–24027

Prohibition on Acquisition of Products Produced by Forced or Indentured Child Labor, 24025–24026

#### Meetings:

Defense Health Board, 23999–24000

Privacy Act; Systems of Records, 24000–24006

### Department of Transportation

*See* Pipeline and Hazardous Materials Safety Administration

### Education Department

#### NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24006–24007

### Energy Department

*See* Federal Energy Regulatory Commission

*See* National Nuclear Security Administration

#### NOTICES

Environmental Impact Statements; Availability, etc.:

Lake Charles Carbon Capture and Sequestration Project, Lake Charles, LA, 24007–24011

### Environmental Protection Agency

#### RULES

Approval and Promulgation of Air Quality Implementation Plans:

Indiana; Removal of Vehicle Inspection and Maintenance Programs for Clark and Floyd Counties, 23879–23882

Clarifications to Indian Tribes Clean Air Act Regulatory Requirements, 23876–23879

#### Pesticide Tolerances:

Mefenpyr–diethyl, 23898–23903

Metiram, 23882–23891

Pyraulfotole, 23891–23898

#### NOTICES

Cross-Media Electronic Reporting; Authorized Program Revision Approval, Illinois, 24020–24021

Environmental Impact Statements; Availability, etc.:

Weekly Receipt, 24021–24022

#### Petitions:

Massachusetts Marine Sanitation Device Standard, 24022–24023

**Executive Office of the President**

See Trade Representative, Office of United States

**Federal Aviation Administration****PROPOSED RULES**

Airworthiness Directives:

Burl A. Rogers Models 15AC and S15AC Airplanes,  
23920–23921

Hawker Beechcraft Corporation Models B300 and B300C  
(C–12W) Airplanes, 23921–23923

**Federal Deposit Insurance Corporation****PROPOSED RULES**

Credit Risk Retention, 24090–24186

**Federal Emergency Management Agency****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:

Federal Assistance to Individuals and Households  
Programs, 24039–24040

Level 1 Assessment and Level III Evaluations for the  
Center for Domestic Preparedness, 24038–24039

Major Disaster and Related Determinations:

North Carolina, 24040–24041

**Federal Energy Regulatory Commission****PROPOSED RULES**

Electricity Market Transparency Provisions of Section 220  
of the Federal Power Act, 24188–24211

**NOTICES**

Applications:

Free Flow Power Corp., 24013–24014

PacificCorp Energy, 24012–24013

Renew Hydro, LLC, 24014–24015

Warm Springs Irrigation District, 24015

Environmental Assessments; Availability, etc.:

Ryckman Creek Resources, LLC, Ryckman Creek Storage  
Field Project, 24015–24017

Filings:

Pelico Pipeline, LLC, 24017

Preliminary Permit Applications:

Storage Development Partners, LLC, 24017–24018

**Federal Housing Finance Agency****PROPOSED RULES**

Credit Risk Retention, 24090–24186

**Federal Reserve System****PROPOSED RULES**

Credit Risk Retention, 24090–24186

**NOTICES**

Changes in Bank Control:

Acquisitions of Shares of a Bank or Bank Holding  
Company, 24023

Formations of, Acquisitions by, and Mergers of Bank  
Holding Companies, 24023–24024

Studies Regarding the Resolution of Financial Companies  
Under the Bankruptcy Code, 24024–24025

**Fish and Wildlife Service****NOTICES**

Environmental Impact Statements; Availability, etc.:

Palmyra Atoll National Wildlife Refuge, U.S. Pacific  
Island Territory; Nonnative Rat Eradication Project,  
24047–24048

**Food and Drug Administration****NOTICES**

Determination of Regulatory Review Period for Purposes of

Patent Extensions:

CONVENIA, 24034–24035

Meetings:

Generic Drug User Fee, 24035–24036

**Forest Service****NOTICES**

Meetings:

Delta–Bienville Resource Advisory Committee, 23970

Juneau Resource Advisory Committee, 23970

Virginia Resource Advisory Committee, 23969–23970

**General Services Administration****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals

Buy American Act Certificate, 24027

Federal Acquisition Regulation; Trade Agreements  
Certificate, 24026–24027

Prohibition on Acquisition of Products Produced by  
Forced or Indentured Child Labor, 24025–24026

**Health and Human Services Department**

See Centers for Disease Control and Prevention

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See National Institutes of Health

**Homeland Security Department**

See Federal Emergency Management Agency

**RULES**

Documents Acceptable for Employment Eligibility  
Verification; Correction, 23861

**Housing and Urban Development Department****PROPOSED RULES**

Credit Risk Retention, 24090–24186

**NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:

Disposition of Multifamily Housing Projects, etc., 24042–  
24043

Housing Counseling Program – Agency Performance  
Review, 24041–24042

Buy American Exceptions under the 2009 American  
Recovery and Reinvestment Act, 24043–24044

Federal Property Suitable as Facilities to Assist Homeless,  
24044

Funding Availability:

Fiscal Year 2011 Housing Choice Voucher Family Self-  
Sufficiency Program, 24045

Public and Indian Housing Family Self-Sufficiency  
Program, 24044

Public and Indian Housing Resident Opportunity and  
Self-Sufficiency Service Coordinators Program,  
24044–24045

HUD-Held Multifamily Loan Sale, 24045–24047

**Industry and Security Bureau****RULES**

Editorial Corrections to the Export Administration  
Regulations, 23872–23876

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
Competitive Enhancement Needs Assessment Survey Program, 23971–23972  
Special Iraqi Reconstruction License Supporting Documents, 23971

**Interior Department**

*See* Fish and Wildlife Service  
*See* Land Management Bureau  
*See* National Park Service

**International Trade Administration****NOTICES**

Continuation of Antidumping Duty Orders:  
Certain Frozen Warmwater Shrimp from Brazil, India, China, Thailand, and Vietnam, 23972–23973  
Partial Rescission of Antidumping Duty Administrative Reviews:  
Certain Pasta from Italy, 23973–23974  
Preliminary Results of Antidumping Duty Administrative Reviews:  
Certain Pasta from Turkey, 23974–23978  
Preliminary Results of the Third Antidumping Duty Administrative Review, etc.:  
Certain Activated Carbon from the People's Republic of China, 23978–23991  
Softwood Lumber and Softwood Lumber Products:  
Subsidy Programs Provided by Countries Exporting to the U.S., 23991–23992

**International Trade Commission****NOTICES**

Investigations:  
Certain Electronic Devices, Including Mobile Phones, Mobile Tablets, Portable Music Players, and Computers, and Components Thereof, 24051–24052  
Certain Foam Footwear, 24052–24053

**Justice Department**

*See* Alcohol, Tobacco, Firearms, and Explosives Bureau

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24053–24054  
Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
Application for Registration under Domestic Chemical Diversion Control Act of 1993, etc., 24056–24057  
ARCOS Transaction Reporting, 24057  
Registrants Inventory of Drugs Surrendered, 24054–24055  
Report of Theft or Loss of Controlled Substances, 24055–24056  
Lodging of Consent Decrees Under the Clean Water Act, 24057–24058

**Labor Department**

*See* Mine Safety and Health Administration

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
Compliance Information Report—Workforce Investment Act of 1998 and Complaint Information Form, 24059–24060  
Delinquent Filer Voluntary Compliance Program, 24060

**Land Management Bureau****NOTICES**

Meetings:  
Coeur d'Alene District Resource Advisory Council, Idaho, 24048–24049  
Southwest Colorado Resource Advisory Council, 24048

**Maritime Administration****NOTICES**

Assistance to Small Shipyards Grant Program, 24082–24084

**Mine Safety and Health Administration****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:  
Testing, Evaluation, and Approval of Mining Products, 24060–24061

**National Aeronautics and Space Administration****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals  
Buy American Act Certificate, 24027  
Federal Acquisition Regulation; Trade Agreements Certificate, 24026–24027  
Prohibition on Acquisition of Products Produced by Forced or Indentured Child Labor, 24025–24026

**National Credit Union Administration****RULES**

Corporate Credit Unions, 23861–23871  
Guidelines for the Supervisory Review Committee, 23871–23872

**NOTICES**

Meetings; Sunshine Act, 24061

**National Institute of Standards and Technology****NOTICES**

Meetings:  
Tests for Inclusion in the Project 25 Compliance Assessment Program, 23992–23993

**National Institutes of Health****NOTICES**

Meetings:  
Center for Scientific Review, 24036–24038

**National Nuclear Security Administration****NOTICES**

Environmental Impact Statements; Availability, etc.:  
Nuclear Facility of Chemistry and Metallurgy Research Building Replacement Project, Los Alamos National Laboratory, 24018–24020

**National Oceanic and Atmospheric Administration****RULES**

Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic:  
Gulf of Mexico Reef Fish Fishery; 2011 Accountability Measures for Greater Amberjack, Closure of Commercial Sector., 23909–23911  
Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands; Management Measures, 23907–23909  
Reef Fish Fishery of the Gulf of Mexico; Greater Amberjack Management Measures, 23904–23906  
Reef Fish Fishery of the Gulf of Mexico; Red Snapper Management Measures, 23911–23913

**PROPOSED RULES**

Atlantic Highly Migratory Species:

Shark Management Measures, 23935–23940

Fisheries in the Western Pacific:

Pelagic Fisheries; Purse Seine Prohibited Areas around American Samoa, 23964–23968

Fisheries of Caribbean, Gulf of Mexico, and South Atlantic:

Snapper–Grouper Fishery of South Atlantic; Snapper–Grouper Management Measures, 23930–23934

Fisheries of Northeastern United States:

Atlantic Sea Scallop Fishery; Framework Adjustment 22, 23940–23962

Fisheries Off West Coast States:

Highly Migratory Species Fisheries; Annual Catch Limits and Accountability Measures, 23962–23964

**NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Alaska Individual Fishing Quotas (IFQs) for Pacific Halibut and Sablefish, 23993–23994

Meetings:

Gulf of Mexico Fishery Management Council, 23995–23997

Gulf of Mexico Fishery Management Council; Correction, 23994–23995

North Pacific Fishery Management Council, 23996

**National Park Service****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Archeological Permit Applications and Reports, 24049

Environmental Impact Statements; Availability, etc.:

Coral Reef Restoration Plan, Biscayne National Park, FL, 24050

Meetings:

Acadia National Park Advisory Commission, 24050

National Register of Historic Places:

Pending Nominations and Related Actions, 24050–24051

**National Science Foundation****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24061–24062

Meetings:

Advisory Committee for Social, Behavioral and Economic Sciences, 24062

Business and Operations Advisory Committee, 24062

**Natural Resources Conservation Service****NOTICES**

Proposed Changes to Section IV of the Virginia State Technical Guide, 23970–23971

**Nuclear Regulatory Commission****NOTICES**

Exemptions:

St. Lucie Units Nos. 1 and 2, Florida Power and Light Co., 24062–24064

Facility Operating License Renewals:

Palo Verde Nuclear Generating Station, Arizona Public Service Co., 24064–24065

**Nuclear Waste Technical Review Board****NOTICES**

Workshops:

Methods for Evaluating Nuclear Waste Streams, 24065–24066

**Office of United States Trade Representative**

See Trade Representative, Office of United States

**Patent and Trademark Office****RULES**

Changes to Implement Prioritized Examination Track of Enhanced Examination Timing Control Procedures, 23876

**Pipeline and Hazardous Materials Safety Administration****PROPOSED RULES**

Hazardous Materials:

Restricting Use of Cellular Phones by Drivers of Commercial Motor Vehicles in Intrastate Commerce, 23923–23929

**Railroad Retirement Board****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 24066–24067

**Securities and Exchange Commission****PROPOSED RULES**

Credit Risk Retention, 24090–24186

**NOTICES**

Self-Regulatory Organizations; Proposed Rule Changes: Financial Industry Regulatory Authority, Inc., 24076–24078

NASDAQ OMX PHLX LLC, 24069–24074

NASDAQ Stock Market, LLC, 24067–24069

New York Stock Exchange LLC, 24078–24080

NYSE Amex LLC, 24074–24076

**Small Business Administration****NOTICES**

Meetings:

Houston District Office Advisory Committee, 24080

**State Department****NOTICES**

Agency Information Collection Activities; Proposals, Submissions, and Approvals:

Affidavit Regarding Change of Name, 24080–24081

Birth Affidavit, 24081

**Surface Transportation Board****NOTICES**

Temporary Trackage Rights Exemptions:

Nittany and Bald Eagle Railroad Co., and Norfolk

Southern Railway Co, 24084

Trackage Rights Exemptions:

Atlantic and Western Railway, LP; Norfolk Southern Railway Co., 24084–24085

**Susquehanna River Basin Commission****NOTICES**

Commission Determinations, 24081

**Trade Representative, Office of United States****NOTICES**

Countries Denying Fair Market Opportunities for Government-Funded Airport Construction Projects, 24082

**Transportation Department**

See Federal Aviation Administration

See Maritime Administration

See Pipeline and Hazardous Materials Safety Administration

See Surface Transportation Board

**Treasury Department**

See Comptroller of the Currency

**NOTICES**

Privacy Act; Systems of Records, 24085–24087

**Veterans Affairs Department****NOTICES**

Meetings:

Advisory Committee on Homeless Veterans, 24087

**Part III**

Energy Department, Federal Energy Regulatory Commission, 24188–24211

**Part IV**

Health and Human Services Department, Centers for Medicare & Medicaid Services, 24214–24289

**Part V**

Agriculture Department, Agricultural Marketing Service, 24292–24337

---

**Separate Parts In This Issue****Part II**

Federal Deposit Insurance Corporation, 24090–24186

Federal Housing Finance Agency, 24090–24186

Federal Reserve System, 24090–24186

Housing and Urban Development Department, 24090–24186

Securities and Exchange Commission, 24090–24186

Treasury Department, Comptroller of the Currency, 24090–24186

---

**Reader Aids**

Consult the Reader Aids section at the end of this page for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to <http://listserv.access.gpo.gov> and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

**CFR PARTS AFFECTED IN THIS ISSUE**

---

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

**7 CFR****Proposed Rules:**

205 .....23914  
970 .....24292

**8 CFR**

274a .....23861

**12 CFR**

Ch. VII .....23871  
704 .....23861

**Proposed Rules:**

43 .....24090  
244 .....24090  
373 .....24090  
1234 .....24090

**14 CFR****Proposed Rules:**

39 (2 documents) .....23920,  
23921

**15 CFR**

732 .....23872  
738 .....23872  
770 .....23872  
774 .....23872

**17 CFR****Proposed Rules:**

246 .....24090

**18 CFR****Proposed Rules:**

35 .....24188

**24 CFR****Proposed Rules:**

267 .....24090

**37 CFR**

1 .....23876

**40 CFR**

49 .....23876  
52 .....23879  
180 (3 documents) .....23882,  
23891, 23898

**42 CFR****Proposed Rules:**

412 .....24214

**49 CFR****Proposed Rules:**

177 .....23923

**50 CFR**

622 (4 documents) .....23904,  
23907, 23909, 23911

**Proposed Rules:**

600 .....23930  
622 .....23930  
635 .....23935  
648 .....23940  
660 .....23962  
665 .....23964